

**United States Bankruptcy Court  
Southern District of New York**

In re **Brunschwig & Fils, Inc.**

Debtor(s)

Case No. **11-22036 (RDD)**

Chapter **11**

**STATEMENT OF FINANCIAL AFFAIRS**

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

*DEFINITIONS*

*"In business."* A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

*"Insider."* The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

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**1. Income from employment or operation of business**

None

☐

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
<b>\$23,378,864.00</b>	<b>Gross Revenue (2010)</b>
<b>\$33,616,602.00</b>	<b>Gross Revenue (2009)</b>
<b>\$55,921,465.00</b>	<b>Gross Revenue (2008)</b>

## 2. Income other than from employment or operation of business

None ☐ State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT  
**\$837,899.00**

SOURCE  
**Net proceeds from sale/leaseback transaction with respect to its property at 75 Virginia Road, North White Plains, NY, of which \$600,000 was deposited with the lessor under the lease for such premises.**

## 3. Payments to creditors

None ☒ **Complete a. or b., as appropriate, and c.**

a. *Individual or joint debtor(s) with primarily consumer debts.* List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS	AMOUNT PAID	AMOUNT STILL OWING
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None ☐ b. *Debtor whose debts are not primarily consumer debts:* List each payment or other transfer to any creditor made within **90 days** immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850\*. If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATES OF PAYMENTS/ TRANSFERS	AMOUNT PAID OR VALUE OF TRANSFERS	AMOUNT STILL OWING
.	<b>Payments were made in the ordinary course of business as funds were available; schedule of payments available upon request.</b>	<b>\$0.00</b>	<b>\$0.00</b>

None ☐ c. *All debtors:* List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

\* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

NAME AND ADDRESS OF CREDITOR AND RELATIONSHIP TO DEBTOR	DATE OF PAYMENT	AMOUNT PAID	AMOUNT STILL OWING
.	<b>Salaries and expense reimbursement were also paid to executives in the ordinary course of business as funds were available. On or about June 10, 2010, Thomas P. Peardon, Jr. was paid \$3.4 million in satisfaction of his loans to the company from the proceeds of the sale/leaseback transaction, of which \$3 million was immediately re-loaned to the Debtor</b>	<b>\$0.00</b>	<b>\$0.00</b>

#### 4. Suits and administrative proceedings, executions, garnishments and attachments

- None ☐ a. List all suits and administrative proceedings to which the debtor is or was a party within **one year** immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT AND CASE NUMBER	NATURE OF PROCEEDING	COURT OR AGENCY AND LOCATION	STATUS OR DISPOSITION
<b>See attached Schedule 4</b>			

- None ☐ b. Describe all property that has been attached, garnished or seized under any legal or equitable process within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED	DATE OF SEIZURE	DESCRIPTION AND VALUE OF PROPERTY
.		<b>In December 2010, the landlord for the Debtor's premises in Houston, Texas padlocked the premises arising from the Debtor's monetary default under the lease and has asserted a possessory lien on the Debtor's property at the lease premises.</b>

#### 5. Repossessions, foreclosures and returns

- None ☒ List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR OR SELLER	DATE OF REPOSSESSION, FORECLOSURE SALE, TRANSFER OR RETURN	DESCRIPTION AND VALUE OF PROPERTY
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#### 6. Assignments and receiverships

- None ☒ a. Describe any assignment of property for the benefit of creditors made within **120 days** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF ASSIGNEE	DATE OF ASSIGNMENT	TERMS OF ASSIGNMENT OR SETTLEMENT
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- None ☒ b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN	NAME AND LOCATION OF COURT CASE TITLE & NUMBER	DATE OF ORDER	DESCRIPTION AND VALUE OF PROPERTY
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#### 7. Gifts

- None ☒ List all gifts or charitable contributions made within **one year** immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION	RELATIONSHIP TO DEBTOR, IF ANY	DATE OF GIFT	DESCRIPTION AND VALUE OF GIFT
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#### 8. Losses

- None ☒ List all losses from fire, theft, other casualty or gambling within **one year** immediately preceding the commencement of this case **or since the commencement of this case**. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY	DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS	DATE OF LOSS
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#### 9. Payments related to debt counseling or bankruptcy

- None ☐ List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE	DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
Halperin Battaglia Raicht, LLP 555 Madison Ave., 9th Floor New York, NY 10022	Various	\$200,000
Benjamin Capital Advisors 641 N.800 Westchester Ave Suite 641 North Rye Brook, NY 10573	Various	\$252,382.76

#### 10. Other transfers

- None ☐ a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR	DATE	DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED
75 Virginia, LLC 333 North Bedford Road, Suite 145 Mount Kisco, NY 10549	6/10/2010	75 Virginia Road, North White Plains, NY for \$11,000,000.
Kravet, Inc. 225 Central Avenue South Bethpage, NY 11714	1/11/2011	Transfer of archive of historical fabrics for \$250,000, subject to repurchase option.

- None ☒ b. List all property transferred by the debtor within **ten years** immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

NAME OF TRUST OR OTHER DEVICE	DATE(S) OF TRANSFER(S)	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY OR DEBTOR'S INTEREST IN PROPERTY
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#### 11. Closed financial accounts

- None ☒ List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF INSTITUTION	TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER, AND AMOUNT OF FINAL BALANCE	AMOUNT AND DATE OF SALE OR CLOSING
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#### 12. Safe deposit boxes

- None ☒ List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY	NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY	DESCRIPTION OF CONTENTS	DATE OF TRANSFER OR SURRENDER, IF ANY
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#### 13. Setoffs

- None ☐ List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within **90 days** preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR	DATE OF SETOFF	AMOUNT OF SETOFF
<b>Verel De Belval</b>	<b>December 17, 2010</b>	<b>\$16,268.49</b>
<b>Gaston Y Daniela</b>	<b>November 8, 2010 &amp; January 3, 2011</b>	<b>\$49,612.27</b>

#### 14. Property held for another person

- None ☐ List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER	DESCRIPTION AND VALUE OF PROPERTY	LOCATION OF PROPERTY
.	<b>The Debtor holds assorted samples and other products of third parties, subject to various agencies and representation agreements.</b>	

#### 15. Prior address of debtor

- None ☒ If the debtor has moved within **three years** immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS	NAME USED	DATES OF OCCUPANCY
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### 16. Spouses and Former Spouses

- None ☒ If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within **eight years** immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

### 17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

- None ☒ a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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- None ☒ b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

SITE NAME AND ADDRESS	NAME AND ADDRESS OF GOVERNMENTAL UNIT	DATE OF NOTICE	ENVIRONMENTAL LAW
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- None ☒ c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT	DOCKET NUMBER	STATUS OR DISPOSITION
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### 18. Nature, location and name of business

- None ☐ a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

*If the debtor is a partnership*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

*If the debtor is a corporation*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

NAME	LAST FOUR DIGITS OF SOCIAL-SECURITY OR OTHER INDIVIDUAL TAXPAYER-I.D. NO. (ITIN)/ COMPLETE EIN	ADDRESS	NATURE OF BUSINESS	BEGINNING AND ENDING DATES
<b>Brunschwig &amp; Fils Fabrics Ltd. (Canada)</b>		<b>320 Davenport Rd. Suite 100 Toronto, ON M5R 1K6 Canada</b>	<b>Same as Debtor</b>	<b>August 1980 to date</b>
<b>Brunschwig et Fils Centrale SARL(France)</b>		<b>8 Rue du Mail Paris, France 75002</b>	<b>Same as Debtor</b>	<b>1967 to date</b>
<b>Brunschwig &amp; Fils Pty, Ltd. (Australia)</b>		<b>751 High Street Armada, Victoria 3143 Melbourne, Australia</b>	<b>Same as Debtor</b>	<b>May 2001 to date</b>

None ☒ b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS

The following questions are to be completed by every debtor that is a corporation or partnership and by any individual debtor who is or has been, within **six years** immediately preceding the commencement of this case, any of the following: an officer, director, managing executive, or owner of more than 5 percent of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership, a sole proprietor, or self-employed in a trade, profession, or other activity, either full- or part-time.

*(An individual or joint debtor should complete this portion of the statement **only** if the debtor is or has been in business, as defined above, within six years immediately preceding the commencement of this case. A debtor who has not been in business within those six years should go directly to the signature page.)*

#### 19. Books, records and financial statements

None ☐ a. List all bookkeepers and accountants who within **two years** immediately preceding the filing of this bankruptcy case kept or supervised the keeping of books of account and records of the debtor.

NAME AND ADDRESS	DATES SERVICES RENDERED
<b>Letitia Baviello 198 Briarwood Drive Somers, NY 10589</b>	<b>November 2006- June 2010</b>
<b>John Forbes 275 Sinpatch Road Wassaic, NY 12592</b>	<b>April 2008- December 2009</b>
<b>John Andreacci 116 Firestone Place Wayne, NJ 07470</b>	<b>June 2010- present</b>
<b>Anthony Pensiero 154 Prudence Drive Stamford, CT 06907</b>	<b>April 2010- present</b>

None ☐ b. List all firms or individuals who within the **two years** immediately preceding the filing of this bankruptcy case have audited the books of account and records, or prepared a financial statement of the debtor.

NAME	ADDRESS	DATES SERVICES RENDERED
<b>O'Connor, Davies, Munns &amp; Dobbins, LLP</b>	<b>500 Mamaroneck Avenue Harrison, NY 10528</b>	<b>August 2009- September 2009 August 2009- September 2010</b>
<b>Baker Tilly</b>	<b>Lancaster House, 7 Elmfields Road Bromley Kent BR1 1LT United Kingdom</b>	<b>October 2009- November 2009 September 2010- October 2010</b>

None ☐ c. List all firms or individuals who at the time of the commencement of this case were in possession of the books of account and records of the debtor. If any of the books of account and records are not available, explain.

NAME

ADDRESS

**The law firm of Gibney Anthony & Flaherty LLP, 665 Fifth Avenue, New York, NY 10022, the Debtor's former corporate counsel, is in possession of certain corporate documents and other records of the Debtor.**

None ☒ d. List all financial institutions, creditors and other parties, including mercantile and trade agencies, to whom a financial statement was issued by the debtor within **two years** immediately preceding the commencement of this case.

NAME AND ADDRESS

DATE ISSUED

## 20. Inventories

None ☐ a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY  
**Continuous inventory cycle counts**

INVENTORY SUPERVISOR  
**Marc Rivera**

DOLLAR AMOUNT OF INVENTORY  
(Specify cost, market or other basis)

None ☐ b. List the name and address of the person having possession of the records of each of the two inventories reported in a., above.

DATE OF INVENTORY  
**Continuous inventory cycle counts**

NAME AND ADDRESSES OF CUSTODIAN OF INVENTORY RECORDS  
**Brunschwig & Fils, Inc.  
75 Virginia Road  
White Plains, NY 10603**

## 21. Current Partners, Officers, Directors and Shareholders

None ☒ a. If the debtor is a partnership, list the nature and percentage of partnership interest of each member of the partnership.

NAME AND ADDRESS

NATURE OF INTEREST

PERCENTAGE OF INTEREST

None ☐ b. If the debtor is a corporation, list all officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls, or holds 5 percent or more of the voting or equity securities of the corporation.

NAME AND ADDRESS  
**T. Olivier Peardon  
C/o Brunschwig & Fils  
75 Virginia Road  
North White Plains, NY 10603**

TITLE  
**President, CEO**

NATURE AND PERCENTAGE OF STOCK OWNERSHIP  
**75.5%**

**Thomas P. Peardon, Jr.  
C/o Brunschwig & Fils  
75 Virginia Road  
North White Plains, NY 10603**

**n/a**

**21.9%**

**Joelle Tessier  
C/o Brunschwig & Fils  
75 Virginia Road  
North White Plains, NY 10603**

**Secretary**

**n/a**



NAME AND ADDRESS	TITLE	NATURE AND PERCENTAGE OF STOCK OWNERSHIP
<b>Peardon Family Trust C/o Brunswick &amp; Fils 75 Virginia Road North White Plains, NY 10603</b>	<b>n/a</b>	<b>2.6%</b>

**22 . Former partners, officers, directors and shareholders**

None ☒ a. If the debtor is a partnership, list each member who withdrew from the partnership within **one year** immediately preceding the commencement of this case.

NAME	ADDRESS	DATE OF WITHDRAWAL
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None ☒ b. If the debtor is a corporation, list all officers, or directors whose relationship with the corporation terminated within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS	TITLE	DATE OF TERMINATION
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**23 . Withdrawals from a partnership or distributions by a corporation**

None ☐ If the debtor is a partnership or corporation, list all withdrawals or distributions credited or given to an insider, including compensation in any form, bonuses, loans, stock redemptions, options exercised and any other perquisite during **one year** immediately preceding the commencement of this case.

NAME & ADDRESS OF RECIPIENT, RELATIONSHIP TO DEBTOR	DATE AND PURPOSE OF WITHDRAWAL	AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY
.	<b>Distributions in the form of salary and expense reimbursements were made in the ordinary course of business to certain insiders, when funds were available. Schedules available upon request.</b>	

**24. Tax Consolidation Group.**

None ☒ If the debtor is a corporation, list the name and federal taxpayer identification number of the parent corporation of any consolidated group for tax purposes of which the debtor has been a member at any time within **six years** immediately preceding the commencement of the case.

NAME OF PARENT CORPORATION	TAXPAYER IDENTIFICATION NUMBER (EIN)
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**25. Pension Funds.**

None ☐ If the debtor is not an individual, list the name and federal taxpayer-identification number of any pension fund to which the debtor, as an employer, has been responsible for contributing at any time within **six years** immediately preceding the commencement of the case.

NAME OF PENSION FUND	TAXPAYER IDENTIFICATION NUMBER (EIN)
<b>Brunswick &amp; Fils, Inc. Employees' Pension Plan</b>	<b>XX-XXX1438</b>
<b>Brunswick &amp; Fils, Inc. Employees' Profit Sharing Plan</b>	<b>XX-XXX2328</b>

**DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP**

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct to the best of my knowledge, information and belief.

Date January 26, 2011

Signature T. Olivier Peardon

**T. Olivier Peardon**  
**President**

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

*Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571*

**Schedule 4 to SOFA- Lawsuits**

Case Name	Case Number	Court	Plaintiff's Counsel
<i>Mike Albert Leasing, Inc. v. Brunswick &amp; Fils, Inc.</i>  Action for fees and other charges	Case No. A0911150	Court of Commons Pleas, Hamilton County, Ohio	Summe & Lanter, PLLC Attn: Edward C. Lanter, Esq. 3384 Madison Pike Fort Wright, Kentucky 41017  Tel: 859-331-8668
<i>India Silk USA, Inc. v. Brunswick &amp; Fils, Inc.</i>  Action for good allegedly sold and delivered	Index No. 00719/09	Supreme Court, State of New York, Westchester County	Rhett A. Frimet, Esq. 10 East 40 <sup>th</sup> Street, 46 <sup>th</sup> Floor New York, New York 10016
<i>Edit, Ltd. v. Brunswick &amp; Fils, Inc.</i>  Action for material sold and delivered	Index No. 102114/10	Supreme Court, State of New York, New York County	Barry L. Goldin, Esq. 3744 Barrington Drive Allentown, Pennsylvania 18104-1759  Barry L. Goldin, Esq. 14 East 38 <sup>th</sup> Street 6 <sup>th</sup> Floor New York, New York 10018  Tel: 610-336-6680
<i>Design Center of the Americas, LLC v. Brunswick &amp; Fils, Inc.</i>  Landlord-Tenant Action	Case No. 10 47991	17 <sup>th</sup> Judicial Circuit, Broward County, Florida	Alex P. Rosenthal, Esq. Reimer & Rosenthal LLP Weston Professional Centre 2115 N. Commerce Parkway Weston, Florida 33326
<i>Pacific Design Center I, LLC v. Brunswick &amp; Fils, Inc.</i>  Landlord-Tenant Action	Case No. SC110712	Los Angeles Superior Court, Los Angeles County, California	Eugene S. Alkana, Esq. Law Offices of Eugene S. Alkana 131 N. El Molino Avenue Pasadena, California 91101
<i>Brunswick &amp; Fils, Inc. v. D&amp;D Building Company, LLC</i>  Landlord-Tenant Action	Index No. 116102/10	New York Supreme Court, New York County, New York	Itkowitz & Harwood 305 Broadway, 7 <sup>th</sup> Floor New York, New York 10007 Attn: Jay B. Itkowitz, Esq.  Solomon & Tanenbaum, P.C. 707 Westchester Avenue, Suite

			205 White Plains, NY 10604 Attn: Clifford M. Solomon
<i>Ubaldo Palanti v. Brunschwig &amp; Fils, Inc.</i>	Index No. 2187- 2011	Westchester County Supreme Court, Westchester County, New York	Marcus, Gould & Sussman, LLP 222 Bloomingdale Road White Plains, NY 10605 Attn: Kenneth Gould, Esq.  Tel: 914-683-0900
<i>Solon Gershman, Inc. v. Brunschwig &amp; Fils, Inc.</i>  Landlord- Tenant Action		St. Louis Circuit Court, St. Louis, Missouri	Spencer Fane Britt & Browne, LLP 1 North Brentwood #1000 Clayton, MO 63105 Attn: Thomas E. Osterholt, Jr. Walter R. Lamkin
<i>Zimmer &amp; Rhode, Ltd. v. Brunschwig &amp; Fils, Inc.</i>	Index No. 30480/10	Westchester County Supreme Court, Westchester County, New York	Stein & Stein, LLP PO Box 30 One Railroad Square Haverstraw, NY 10927 Attn: William M. Stein, Esq.  Tel: 845-429-3900
<i>Annette Berry d/b/a Annette Berry Design v. Brunschwig &amp; Fils, Inc.</i>			Wagner Davis, P.C. 99 Madison Avenue, 11 <sup>th</sup> Floor New York, NY 10016 Attn: John R. Wager, Esq.  Tel: 212-481-9600
<i>Stephen Gould Corp. v. Brunschwig &amp; Fils, Inc.</i>			Michael T. Hensley, Esq. Bressler, Amery & Ross 325 Columbia Turnpike, Suite 301 Florham Park, NJ 07932  Tel: 973-660-4473
<i>ADAC, L.P. v. Brunschwig &amp; Fils, Inc.</i>  Landlord-Tenant action	Case No. 10dd0003956A	Fulton County State Court, Fulton County, Georgia	N. Jackson Cotney, Jr., Esq. Wiles & Wiles, LLP 800 Kennesaw Avenue, Suite 400 Marietta, GA 30060-7946  Tel: 770-426-4619 Fax: 770-426-4846

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